HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No. 17907 OF 2007

DATE: 10.09.2007

Between:

Shahjahan Begum

..... PETITIONER

AND

The Station House Officer,
C.C.S. Police, Hyderabad District
& others.

.....RESPONDENTS

HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No. 17907 OF 2007

ORDER: (Per Hon'ble Sri Justice P. Swaroop Reddy)

This is a taken up Writ Petition on the basis of the telegram sent to the Hon'ble Chief Justice by Smt. Shahjahan Begum dated

16.08.2007. In the said telegram, she alleged that one Majid, Police Constable, C.C.S. Police along with 4 other constables in police dress as well as in civil dress, are enquiring about Shaik Raheem, her brother-in-law and abusing her in filthy language and forcibly took her husband Shaik Aziz, who is a auto driver and torturing him. The said Majid, police constable forcibly snatched the driving licence of her husband and he is visiting her house during midnight in drunken condition, forcibly catching hold of her hand and outraging her modesty when her husband is not available. He is abusing her, misbehaving and beating her milk feeding minor children and due to their harassment, she is residing in various Dargas leaving her parents house.

Additional Deputy Commissioner of Police and in-charge Deputy Commissioner of Police and Station House Officer of C.C.S. Hyderabad, first respondent herein filed counter affidavit stating that the allegations made in the telegram are false, that there was no illegal detention of anybody, that the enquiry, after taking up of the writ petition, revealed that previously also, the family members of the petitioner approached this Court as well as the State Human Rights commission by sending frivolous telegrams, which came to light when the petitioner sent the copies of those telegrams to the police, C.C.S. and he also filed the copies of those telegrams along with the counter. It is stated that the intention of the petitioner and her family members in issuing the telegrams is to prevent the police from arresting her brother-in-law Shaik Raheem, who is an accused in Crime No.326 of 2002 registered for the offence under Section 382 IPC of P.S., Amberpet, which was subsequently, transferred to the first respondent Police for investigation. The said Shaik Raheem is an ex-

convict and is absconding.

In view of the counter filed by the first respondent stating that the petitioner is in the habit of issuing false telegrams, the police was directed to produce the petitioner and today, the petitioner is produced in the Court along with her husband. On questioning, she has not complained of misbehaviour by any police constable in any manner with her or her family members. She only states that the police are coming to her house during odd hours and questioning about her husband's younger brother, whom she has not seen so far. Her husband, who is present in the Court, also states that the police took him to C.C.S. Station, but never subjected to third degree methods though he stated that he was detained for a day or two, which may or may not be correct.

Thus the allegations in the telegram appears to be untrue and as stated in the counter, are probably with a view to prevent the police from arresting her brother-in-law and from preventing them from interrogating other family members with regard to the whereabouts of her brother-in-law, who is an ex-convict and accused in pending criminal case.

Under these circumstances, we see no merit in the Writ Petition and we accordingly dismiss the same. No costs.

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A. GOPAL REDDY, J.

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10th SEPTEMBER, 2007 P. SWAROOP REDDY, J.

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